NOTIFICATION.

No. L. D. 1157, Bangalore, dated 14th March 1951.

Under Rule 36 of the Mysore Legislative Rules, The Mysore Legislative Assembly (Prevention of Disqualification) Bill, 1951, together with Statement of Objects and Reasons, is published for general information.

THE MYSORE LEGISLATIVE ASSEMBLY (PREVENTION OF DISQUALIFICATION) BILL 1951.

A Bill to provide that holders of certain offices of profit shall not be disqualified for being chosen as, and for being members of, the Mysore Legislative Assembly.

WHEREAS it is expedient to provide that holders of certain offices of profit shall not be disqualified for being chosen as, and for being members of, the Mysore Legislative Assembly; Preamble.

It is hereby enacted as follows:—

1. (1) This Act may be called the Mysore Legislative Assembly (Prevention of Disqualification) Act, 195 . Short title and commencement.

(2) It shall come into force at once.

2. A person shall not be disqualified for being chosen as, and for being a member of, the Mysore Legislative Assembly by reason only of the fact that he holds any of the offices of profit specified in the Schedule to this Act. Prevention of Disqualification for membership of the Mysore Legislative Assembly.

3. The State Government may, by notification in the *Mysore Gazette*, add to, or cancel any entry in the Schedule to this Act, and the reference made in section 2 to the Schedule shall be construed as referring to such Schedule as for the time being amended in exercise of the powers conferred by this section. Power to amend the Schedule.

Schedule.

1. Parliamentary Secretaries.
2. Chairman of the Central Beggar Relief Committee.
3. Chairman of the Central Board of Indian Medicine.
4. Chairman of any Government Industrial Concern.
5. Director of any Government Industrial Concern.
6. Chairman of any Committee appointed by Government.

510

Statement of Objects and Reasons.

Article 191 of the Constitution of India provides *inter alia* that a person shall be disqualified for being chosen as, and for being a member of, the Legislative Assembly or Legislative Council of a State if he holds any office of profit under the Government of India or the Government of a State, other than an office declared by the Legislature of the State by law not to disqualify its holder. It lays down a constitutional principle which has been accepted by the democratic Governments all over the world. The Article itself makes an exception in the case of Ministers either for the Union or for the States. There are, however, certain other offices of profit, the disqualification in respect of which should be removed. The object of this Bill is to give effect to this Article for the removal of disqualification in respect of holders of these offices.

By Order of His Highness the Maharaja,

B. S. PUTTASWAMY,
Legal Remembrancer and
Secretary to Government,
Law Department.

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